

1
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
MISC. PETITION NO. 294 OF 1998

Industrial Investment Bank
of India & Anr. .. Petitioners.
vs.
Atash Industries (I) Ltd., .. Respondents.

M/s. Tawde i/by M/s. M.V. Kini & Co.
for petitioner.
Mrs. A.B. Athawale, Asst. Official Liquidator
present.

CORAM : S.U.KAMDAR, J.

DATE : 22nd MARCH, 2005.

P.C.

1. The learned counsel for the petitioners states that a reference is pending before the BIFR and in view of Section 22 of SICA the present petition cannot be proceeded with as the present petition is against the company for sale of its assets. The petition is adjourned sine die. The official liquidator is present in Court and states that the provisional liquidator is appointed of the respondent company. in view of the aforesaid, the petitioners are permitted to carry out the necessary

2
amendment to bring the official liquidator on record
and obtain leave under section 446 within a period
of two weeks from today failing which the petition
to stand dismissed.